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Chief, Criminal Division

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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA

V.

DAVID MARTINEZ and SAMUEL
TEWOLDE, *et al.*,

Defendants.

NO. CR-13-0794-WHA

**MOTION FOR LEAVE TO FILE EXHIBITS
UNDER SEAL IN SUPPORT OF
GOVERNMENT’S OPPOSITIONS TO
DEFENDANTS MARTINEZ’S AND TEWOLDE’S
MOTIONS TO SUPPRESS AND PROPOSED
ORDER**

1 I, Marc Price Wolf, declare as follows:

- 2 1. I am a Special Assistant United States Attorney in the Office of Melinda Haag, United
3 States Attorney for the Northern District of California. I am currently assigned to the
4 Strike Force/Organized Crime Unit of the Criminal Division. I am one of the attorneys
5 assigned to the prosecution of the above-captioned matter. Because some of the
6 information contained therein could expose confidential information pertaining to
7 witnesses, I respectfully make this request for leave to file the following exhibits under
8 seal, pursuant to Criminal Local Rule 56-1.
 - 9 a. Exhibit A to the John McCutcheon Declaration (VSP-00004310 through VSP-
10 0004313)
 - 11 b. Exhibit B to the John McCutcheon Declaration (VSP-0004277 through VSP-
12 0004309)
- 13 2. These exhibits were provided to the defense in discovery. Exhibit A includes the
14 information about the parole status of defendant Tewolde; and Exhibit B includes arrest
15 and incident reports which are relevant to Tewolde's motion to suppress.
- 16 3. These materials contain identifying information pertaining to civilian witnesses whose
17 identities are partially protected in materials provided by the government.
- 18 4. These Exhibit are the type of document that is appropriate for filing under seal
19 under the local rules for the Northern District of California.
20

21 WHEREFORE, the government respectfully requests this Court to grant this motion to file under seal.

22 DATED: July 29, 2014

Respectfully submitted,

23 MELINDA HAAG
24 United States Attorney

25 By: /s/
26 MARC PRICE WOLF
27 Special Assistant United States Attorney
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ORDER

Upon motion of the United States, and good cause appearing, IT IS HEREBY ORDERED that the United States may file under seal copies of Exhibits A and B to the Declaration of John McCutcheon in Support of the United States' Opposition to Defendant Martinez's and Tewolde's Motions to Suppress.

IT IS SO ORDERED.

Dated: July 31, 2014.



Honorable William H. Alsup
United States District Judge